

WESTFIELD TOWN COUNCIL, May 14, 2007

The Westfield Town Council met in regular session Monday, May 14, 2007 at the Westfield Town Hall. Members present were Jack Hart, Bob Smith, John Dipple, Andy Cook, Bob Horkay, Ron Thomas and Joe Plankis. Also present were Clerk-Treasurer, Cindy Gossard and Legal Counsel, Brian Zaiger. President Cook called the meeting to order at 7:00 p.m.

President Cook stated the Bruce Hauk was on vacation and would not be attending the meeting and that Joe Plankis was running late.

Approval of Minutes:

Jack Hart made a motion to approve April 9, 2007 as amended. Bob Smith seconded. Vote: Yes-6; No-0. Motion carried.

John Dippel made a motion to approve May 3, 2007 minutes as amended. Bob seconded. Vote: Yes6; No-0. Motion carried.

President Cook also stated the Claims would be moved on the agenda.

Guests:

None

Claims:

Jack Hart made a motion to approve as presented. Bob Smith seconded. Vote: Yes-6; No-0. Motion carried.

Proclamation – National Nursing Home Week (Maple Park Village)

Andy Cook explained May 13 – 19 2007 will be National Nursing Home Week to honor Westfield's elderly. Jack Hart read the Proclamation.

Old Business:

**Ordinance 07-06 Westside Interceptor Bond Ordinance
First Reading
Second reading**

Kurt Wanninger stated the lowest bid for this project was from Atlas Excavating at 12,991,868.00. Kurt also stated there will be other costs for Contractual Services bringing the total amount to 14,000,000.00.

Jim Treat gave a brief presentation on how this Bond Ordinance is to be funded.

Patti Zellmer from Ice Miller explained the process for the Bond Ordinance and the sale of the Bonds.

Jack Hart made a motion to approve Ordinance 07-06 as presented. John Dippel seconded. Vote: Yes-7; No-0. Motion carried.

**Ordinance 07-08 Zoning ordinance Amendment-Thoroughfare Plan
APC Public Hearing March 62, 2007
First Reading- April 9, 2007
Second Reading**

President Cook explained that this is an amendment to the on going Thoroughfare Plan and this Ordinance is the verbiage that supports the Plan that was adopted at the April Town Council meeting.

Joe Plankis made a motion to approve Ordinance 07-08 as presented. Bob Horkey seconded. Vote: Yes-7; No-0. Motion carried.

Comprehensive Plan Amendment Policy Adoptions

1. Incorporation of Westfield Thoroughfare Plan 2006 as part of the Westfield-Washington Township 2007 Comprehensive Plan
APC Public Hearing 4-23-2007

2. Incorporation of the Town of Westfield Parks and Recreation 2005-2009 Master Plan by reference into the Westfield-Washington Township 2007 Comprehensive Plan
APC Public Hearing 4-23-2007
3. Adoption of Appendix C of the Westfield-Washington Township 2007 Comprehensive Plan-Development Trends and Population Projection
APC Public Hearing 4-23-2007

Brian Zaiger explained these items stating these changes and they were presented by the Plan Commission.

Bob Horkey made a motion to adopt the changes as presented. Jack Hart seconded. Vote: Yes-7; No-0. Motion carried.

Regulatory Changes/Council Introduction:

Towne Road Crossing

Bo Wilfong gave a brief presentation explaining this change in zoning would provide for a new planned unit development, consisting of approximately 214 acres.

Town Council consensus to send to Plan Commission.

Second Council Consideration

None

New Business:

**Ordinance 07-09 Establish Compliance with the Town Thoroughfare
Plan and State of Indiana US 31 Project (Corridor
Protection)
APC Public Hearing – April 23, 2007
First Reading**

President Cook explained this Ordinance establishes along with our Thoroughfare Plan a Corridor Protection piece. Andy also explained this Ordinance was brought forth to protect development along US 31.

John Dippel made a motion to approve Ordinance 07-09 on first reading. Joe Plankis seconded. Vote: Yes-7; No-0. Motion carried.

**Ordinance 07-12 Amending the Westfield Code Chapter 58, Division 10.
Figures, Sec. 58-346 through Sec. 58-355 (Downtown Parking)
First Reading**

Andy Cook stated this Ordinance is to amend the Westfield Code regarding downtown parking.

Kurt Wanninger explained the amendments and stated these changes come to the Council with the recommendation from the WPWD.

Molli and Russell Cameron, Cindy Harshbarger and Mary Stewart all downtown business owners stated their concerns regarding this Ordinance and the amendments regarding the downtown parking restrictions.

There was discussion.

John Dippel stated he would like to have a second reading next month and discuss this issue further.

Joe Plankis stated he and John Dippel would review the parking situation and come back to the Council in June with their information.

Resolution 07-12 Update to County-Wide Mutual Aid Agreement

Fire Chief Gary Southerland explained the last signing of a Mutual Aid Agreement was in 1994 and gave a brief description of the intent of this Agreement.

John Dippel made a motion to approve Resolution 07-12 as presented. Bob Smith seconded. Vote: Yes-7; No-0. Motion carried.

Renewal of Interlocal Agreement – Town and Hamilton County Humane Society

Kurt Wanninger stated this Agreement renewal was in the best interest of the Town and the Public Works Department.

Jack Hart made a motion to approve the Interlocal Agreement between the Town and Hamilton County Humane Society as presented. Joe Plankis seconded. Vote: Yes-7; No-0. Motion carried.

Public Works Department

Adoption of Clear Zone Obstruction-Free Zone Policy

Kurt Wanninger explained this policy will be incorporated into the manual to establish obstruction free zone criteria along the Town of Westfield's street and roads. Kurt explained specifically this policy will increase the public safety along the Town owned roads.

Bob Horkey made a motion to adopt the Clear Zone Obstruction Policy as presented. Joe Plankis seconded. Vote: Yes-7; No-0. Motion carried.

Bid Award -147th Street Traffic Signal

Kurt Wanninger explained the lowest bid was submitted by Midwestern Electric for \$193,413.35 for construction of the 147th Street Intersection Improvements.

There was some discussion and this Bid Award will be back to the Council in June.

Bid Award-River Road Water Treatment Plant Expansion

Kurt Wanninger explained this project will increase the capacity of the River Road Plant from 5 million gallons per day to 10 million.

Kurt stated that 4 reputable companies submitted bids for this contract and the lowest bid submitted was Shook, Inc at \$2,719,000.00. Kurt also stated the WPW and HNTB has reviewed Shook, Inc and have determine that all the requirements as defined in this contract have been met.

Kurt stated therefore it is the recommendation of the WPW to award the bid to Shook, Inc.

John Dippel made a motion to award the bid to Shook, Inc. not to exceed \$2,719,000.00. Jack Hart seconded. Vote: Yes-7; No-0. Motion carried.

Bid Award-Westside Interceptor Project

Kurt Wanninger explained this project consists of 5.05 miles of sanitary sewer interceptor pipe and 72 manholes.

Kurt explained that 8 companies submitted bids for this contract and the lowest bid submitted was from Atlas Excavating with the other services required to complete this project at \$13,989,268.00.

Kurt stated it is the recommendation of WPW to accept the bid from Atlas Excavating.

Jack Hart made a motion for the tentative acceptance of this bid award for the Westside Interceptor Project to Atlas Excavating not to exceed \$13,989,268.00 and for the Town Council President or the acting Town Manager to sign. Bob Smith seconded. Vote: Yes-7; No-0. Motion carried.

Bid Award-151st Street Road Construction between Setters Road and Gray Road

Kurt Wanninger explained this project will improve this section of the road to a boulevard section with planted medians and multiuse paths.

Kurt explained that the WPW and Paul I. Cripe Engineer's staff has reviewed the bids for this contract and supplemental information submitted by the bidders.

Ron Thomas made a motion to table this project until the June Council meeting. Joe Plankis seconded. Vote: Yes-7; No-0. Motion carried.

Retirees Benefits Policy Consideration

Kurt Wanninger explained that pursuant to Indiana Code: 5-10-8-2.2 we will need to offer retiree medical coverage to our employees. Kurt stated this code specifically applies to the public safety employees and we are asking to including our civilian employees.

Council consensus to return in June for further discussion.

Consent Agenda:

Release of Performance Bonds –

None

Release of Maintenance Bonds

None

Reimbursement Agreement

None

Change Orders

None

Department Reports

Police Chief Bryan Foster gave an update on the Department Accreditation.

President Cook gave report updates:

1. Have been working the last couple months to get the Town Council agenda on line.
2. The on going issues with the quality of Town Hall and trying to move employees to other buildings, possibly to the WPW campus.
3. Request foe Homeowners Association to become more involved with the Town as a means of communication.
4. Have several issues going on with IDOT and will meet with them next week to discuss.
5. Mic Mead made an offer to use Town Seal he has made and it would be the suggestion of the Council President for other Town Council members to meet with Mic regarding this.
6. Downtown issue notice to offenders in regards to parking.
7. Volunteers to work with Community Development and revisit the sign issue around town in regard to Town policies.

Council Members Comments:

Andy Cook stated he had a call from a lady from Kokomo and she stated she was very impressed with the way our Westfield Police Department handled a detour problem.

Bob Horkey made a motion to adjourn. Jack Hart seconded. Vote: Yes-7; No-0. Motion carried.

With no further business the meeting adjourned at 10:25 p.m.

Clerk-Treasurer

Council President